

REMARKS

Claims 1-11, 19 and 20 are pending in this application. Claims 1-11 are allowed.
Claims 19 and 20 are rejected.

Applicants and the Examiner held a telephonic interview on November 13, 2008. At this interview, proposed amendment to overcome the 35 USC §101 rejection of claims 19 and 20 were discussed. Agreement was reached.

Accordingly, independent claims 19 and 20 are amended to recite, *inter alia*, “a tangible, computer-readable storage medium.” Support for these amendments may be found, for example, in the specification on page 5, lines 21-30.

Claim Rejections Under 35 USC §101

Claims 19 and 20 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

Accordingly, independent claims 19 and 20 are each amended to recite “a tangible, computer-readable storage medium having computer-executable instructions...” Each of amended claims 19 and 20 is now directed to functional descriptive material recorded on a tangible, computer-readable storage medium, and therefore, each of amended claims 19 and 20 is statutory. Applicants respectfully submit the amendments to claims 19 and 20 overcome the 35 U.S.C. §101 rejection per M.P.E.P. §2106.01, and thus amended claims 19 and 20 are allowable.

CONCLUSION

In view of the above amendment and arguments, the Applicant submits the pending application is in condition for allowance and an early action so indicating is respectfully requested.

The Commissioner is authorized to charge any fee deficiency required by this paper, or credit any overpayment, to Deposit Account No. 13-2855, under Order No. 30835/303495 from which the undersigned is authorized to draw.

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Respectfully submitted,

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